## IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:

Chapter 11

CENTER CITY HEALTHCARE, LLC d/b/a HAHNEMANN UNIVERSITY HOSPITAL, et al.,

Case No. 19-11466 (MFW)

Debtors.1

Jointly Administered

Re: Docket No. 2850

CENTER CITY HEALTHCARE, LLC, et al.,

**Plaintiffs** 

- against -

Adversary Nos. See Schedule "1"

Defendants Listed on Schedule "1",

Defendants.

SECOND INTERIM REPORT WITH RESPECT TO THE STATUS OF AVOIDANCE ADVERSARY PROCEEDINGS PURSUANT TO ORDER ESTABLISHING STREAMLINED PROCEDURES GOVERNING ADVERSARY PROCEEDINGS BROUGHT BY DEBTORS PURSUANT TO SECTIONS 502, 547, 548 AND 550 OF THE BANKRUPTCY CODE [D.I. 2850]<sup>2</sup>

Plaintiffs submit this second interim report (the "Report") with respect to the status of the adversary proceedings (i) commenced pursuant to §§ 502, 547, 548 and 550 of title 11 of the United States Code (the "Avoidance Actions"), and (ii) subject to the *Order Establishing* 

The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Center City Healthcare, LLC (3341), Philadelphia Academic Health System, LLC (8681), St. Christopher's Healthcare, LLC (8395), Philadelphia Academic Medical Associates, LLC (8165), HPS of PA, L.L.C. (1617), SCHC Pediatric Associates, L.L.C. (0527), St. Christopher's Pediatric Urgent Care Center, L.L.C. (6447), SCHC Pediatric Anesthesia Associates, L.L.C. (2326), StChris Care at Northeast Pediatrics, L.L.C. (4056), TPS of PA, L.L.C. (4862), TPS II of PA, L.L.C. (5534), TPS III of PA, L.L.C. (5536), TPS IV of PA, L.L.C. (5537), and TPS V of PA, L.L.C. (5540). The Debtors' mailing address is 216 N. Broad Street, 4th Floor, Philadelphia, Pennsylvania 19102.

The status of each Avoidance Action as set forth in this Initial Report is current through February 22, 2022.

Streamlined Procedures Governing Adversary Proceedings Brought by Debtors Pursuant to Sections 502, 547, 548 and 550 of the Bankruptcy Code [D.I. 2830] entered by the Court on September 21, 2021.

Dated: February 23, 2022

#### SAUL EWING ARNSTEIN & LEHR LLP

#### /s/ John D. Demmy

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Counsel to the Debtors and Debtors in Possession and to the Plaintiffs in the adversaries identified on Schedule 1-A

#### KLEHR HARRISON HARVEY BRANZBURG LLP

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Conflicts Counsel to the Plaintiffs in the adversaries identified on Schedule 1-B

#### **CROSS & SIMON LLC**

/s/ Kevin S. Mann

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Conflicts Counsel to the Plaintiffs in the adversary identified on Schedule 1-C

## **SCHEDULE 1**

## Schedule 1-A

#### Avoidance Actions filed by Saul Ewing Arnstein & Lehr LLP

Case No.	Defendant	Filing Date
21-50762	Abbott Laboratories, Inc.	06/23/2021
21-50765	CCJ Physics LLC	06/23/2021
21-50768	District 1199C Training & Upgrading Fund	06/23/2021
21-50773	Exactech Inc.	06/23/2021
21-50778	General Healthcare Resources Inc.	06/23/2021
21-50782	Greater Delaware Valley Society of Transplant	06/23/2021
	Surgeons	
21-50788	Mayflower Laundry & Textile Services, LLC	06/23/2021
21-50796	McKesson Plasma & Biologics LLC et al	06/23/2021
21-50800	Occupational Health Centers of the Southwest, P.A.	06/23/2021
21-50803	Olympus America, Inc.	06/23/2021
21-50807	Philips Electronics North America Corporation	06/23/2021
21-50811	Roche Diagnostics Corporation	06/23/2021
21-50812	Trisonics Inc.	06/23/2021
21-50816	Water Revenue Bureau	06/23/2021
21-50891	Analogic Corp.	06/24/2021
21-50892	Baxter Healthcare Corp.	06/24/2021
21-50893	Biofire Diagnostics, LLC	06/24/2021
21-50894	Biomerieux Inc.	06/24/2021
21-50895	Cook Medical LLC	06/24/2021
21-50896	De Lage Landen Financial Services, Inc.	06/24/2021
21-50897	Edwards Lifesciences	06/24/2021
21-50898	EZ-Park Inc.	06/24/2021
21-50899	GE Healthcare Inc.	06/24/2021
21-50900	GE Medical Systems Inc.	06/24/2021
21-50901	General Electric Co.	06/24/2021
21-50902	Integra Lifesciences Corporation	06/24/2021
21-50903	Keystone Quality Transport Inc.	06/24/2021
21-50904	Nuance Communications, Inc.	06/24/2021
21-50905	Physician and Tactical Healthcare Services, LLC	06/24/2021
21-50906	Peoples Capital and Leasing Co.	06/24/2021
21-50908	Solid Waste Services Inc.	06/24/2021
21-50909	Spectranetics Corporation	06/24/2021
21-50910	Urology for Children LLC	06/24/2021
21-50914	Cepheid Inc.	06/25/2021

Case No.	Defendant	Filing Date
21-50915	Veritystream, Inc. f/k/a Echo Inc.	06/25/2021
21-50916	Environmental Control Services, Inc.	06/25/2021
21-50917	Joseph Glass	06/25/2021
21-50918	Healthstream, Inc.	06/25/2021
21-50919	Medical Components Inc.	06/25/2021
21-50920	Medline Industries Inc.	06/25/2021
21-50921	Orthofix Inc.	06/25/2021
21-50922	Scribe America LLC	06/25/2021
21-50923	Specialtycare, Inc.	06/25/2021
21-50924	Tozour Energy Systems, Inc.	06/25/2021
21-50925	Zimmer US, Inc.	06/25/2021
21-50926	Bio-Optronics Inc.	06/25/2021
21-50927	Duff & Phelps Corporation	06/25/2021
21-50928	Germain & Company, Inc.	06/25/2021
21-50929	Immucor, Inc.	06/25/2021
21-50930	Nova Capital Group LLC	06/25/2021
21-50931	Quantros Inc.	06/25/2021
21-50932	Anesthesia Business Consultants, LLC	06/26/2021
21-50933	Cryolife Inc.	06/26/2021
21-50934	Freedom Specialty Services Inc.	06/26/2021
21-50936	Genzyme Corporation	06/26/2021
21-50937	Heery International Inc.	06/26/2021
21-50938	Holland Square Group, LLC	06/26/2021
21-50939	Huntington Technology Finance Inc.	06/26/2021
21-50940	Radiometer America Inc.	06/26/2021
21-50941	Robert Half International, Inc.	06/26/2021
21-50942	Scheduling.com, Inc.	06/26/2021
21-50943	TF Development Ltd.	06/26/2021
21-50944	DLC Management Group Inc.	06/26/2021
21-50945	FFF Enterprises Inc.	06/26/2021
21-50946	Priority Healthcare Distribution, Inc.	06/26/2021
21-50948	Accruent LLC	06/27/2021
21-50949	Call 4 Nurse LLC and Call 4 Health, Inc.	06/27/2021
21-50950	Diagnostic Stago Inc.	06/27/2021
21-50951	Instrumentation Laboratory Inc.	06/27/2021
21-50952	Merit Medical Systems Inc.	06/27/2021
21-50953	Misys Healthcare Systems Corp.	06/27/2021
21-50954	Reuter & Haney Inc.	06/27/2021
21-50955	SD Real Estate Developers LLC	06/27/2021
21-50956	Tele-Physicians, P.C.	06/27/2021
21-50957	Veolia Energy Philadelphia, Inc.	06/27/2021
21-50958	WW Grainger Inc.	06/27/2021
21-50959	Zimmerman, Joanna	06/27/2021
21-50960	Medical Doctor Associates LLC	06/28/2021

Case No.	Defendant	Filing Date
21-50961	Perinatal Cardiology Consultants, PC	06/28/2021
21-50962	Philadelphia Urosurgical Associates PC	06/28/2021
21-50963	Fisher Scientific Company L.L.C.	06/28/2021
21-50964	David Keith Butler, Sr.	06/28/2021
21-50965	Independent Medical Expert Consulting Services, Inc.	06/28/2021
21-50967	Pfizer Inc.	06/28/2021
21-50984	Ackers Hardware Inc.	06/28/2021
21-50986	S.R. Wojdak & Associates, LP	06/28/2021
21-51024	Sunquest Information Systems, Inc.	08/20/2021
21-51025	S.A. Comunale Co., Inc.	08/20/2021
21-51026	Bio-Rad Laboratories Inc.	08/23/2021
21-51027	Comphealth Associates Inc.	08/23/2021
21-51028	Arthrex Inc.	08/23/2021
21-51029	West Physics Consulting, LLC	08/27/2021
21-51273	Shades of Green, Inc.	11/23/2021

# Schedule 1-B Avoidance Actions filed by Klehr Harrison Harvey Branzburg LLP

Case No.	Defendant	Filing Date
21-50764	Carefusion Solutions LLC	6/23/2021
21-50969	Accreditation Council for Graduate Medical Education	06/28/2021
21-50971	Beckman Coulter Inc.	06/28/2021
21-50973	Cintas Corporation	06/28/2021
21-50974	Depuy Synthes Sales, Inc.	06/28/2021
21-50975	FedEx Corporation	06/28/2021
21-50976	Fortec Medical Inc.	06/28/2021
21-50977	GlaxoSmithKline LLC	06/28/2021
21-50978	Global Neurosciences Institute	06/28/2021
21-50979	Hologic Inc.	06/28/2021
21-50980	KCI USA Inc.	06/28/2021
21-50981	Manhattan Telecommunications Inc. et al	06/28/2021
21-50982	Nuvasive Inc.	06/28/2021
21-50983	Orthopediatrics Corp.	06/28/2021
21-50985	Sanofi Pasteur Inc.	06/28/2021
21-50987	Siemens Industry, Inc. et al	06/28/2021
21-50988	Sterilmed Inc.	06/28/2021

## **Schedule 1-C**

#### Avoidance Action filed by Cross & Simon, LLC

Case No.	Defendant	Filing Date
21-50913	Airgas Inc.	06/25/2021

## STATUS A

#### **Service Not Yet Complete**

NONE	

## **STATUS B**

**Service is Complete and Answer Not Yet Due** 

NONE		

#### **STATUS C**

#### Service Complete, No Answer Filed, Default Judgment Entered

Case No.	Defendant
21-50948	Accruent LLC <sup>1</sup>
21-50926	Bio-Optronics Inc.
21-50964	David Keith Butler, Sr.
21-50974	Depuy Synthes Sales, Inc.
21-50950	Diagnostic Stago Inc. <sup>2</sup>
21-50897	Edwards Lifesciences
21-50916	Environmental Control Services, Inc.
21-50773	Exactech Inc.
21-50976	Fortec Medical Inc. <sup>3</sup>
21-50918	Healthstream, Inc. <sup>4</sup>
21-50965	Independent Medical Expert Consulting Services, Inc.
21-50961	Perinatal Cardiology Consultants, PC
21-50946	Priority Healthcare Distribution, Inc.
21-50931	Quantros Inc.
21-50940	Radiometer America Inc.
21-50942	Scheduling.com, Inc. <sup>5</sup>
21-50909	Spectranetics Corporation
21-50988	Sterilmed Inc.
21-50956	Tele-Physicians, P.C.
21-50812	Trisonics Inc.

Subsequent to entry of the default judgment a settlement of the claims involved in this Avoidance Action was reached by the parties, subject to Court approval; thus, this Avoidance Action also is included in <u>Status E.</u>

On February 4, 2022, Diagnostic Stago, Inc. filed motions seeking to re-open this Avoidance Action and to vacate the default judgment entered.

Subsequent to entry of the default judgment a settlement of the claims involved in this Avoidance Action was reached by the parties, subject to Court approval; thus, this Avoidance Action also is included in Status E.

Subsequent to entry of the default judgment a settlement of the claims involved in this Avoidance Action was reached by the parties subject to Court approval; thus, this Avoidance Action also is included in <u>Status E</u>.

Subsequent to entry of the default judgment a settlement of the claims involved in this Avoidance Action was reached by the parties subject to Court approval; thus, this Avoidance Action also is included in <u>Status E</u>.

#### STATUS D

#### **Avoidance Actions Settled and/or Dismissed**

Case No.	Defendant	Status
21-50969	Accreditation Council for Graduate Medical	
	Education	Dismissed
21-50984	Ackers Hardware Inc.	Settled and Dismissed
21-50913	Airgas Inc.	Settled and Dismissed
21-50891	Analogic Corp.	Settled and Dismissed
21-50932	Anesthesia Business Consultants, LLC	Settled and Dismissed
21-51028	Arthrex Inc.	Settled and Dismissed
21-50894	Biomerieux Inc.	Settled and Dismissed
21-50893	Biofire Diagnostics, LLC	Settled and Dismissed
21-51026	Bio-Rad Laboratories Inc.	Settled and Dismissed
21-50949	Call 4 Nurse LLC and Call 4 Health, Inc.	Settled and Dismissed
21-50764	Carefusion Solutions LLC	Settled and Dismissed
21-50765	CCJ Physics LLC	Settled and Dismissed
21-50914	Cepheid Inc.	Settled and Dismissed
21-50973	Cintas Corporation	Settled and Dismissed
21-51027	Comphealth Associates Inc.	Settled and Dismissed
21-50895	Cook Medical LLC	Dismissed
21-50933	Cryolife Inc.	Settled and Dismissed
21-50768	District 1199C Training & Upgrading Fund	Dismissed
21-50927	Duff & Phelps Corporation	Settled and Dismissed
21-50898	EZ-Park Inc.	Settled and Dismissed
21-50975	FedEx Corporation	Settled and Dismissed
21-50963	Fisher Scientific Company L.L.C.	Settled and Dismissed
21-50934	Freedom Specialty Services Inc.	Settled and Dismissed
21-50928	Germain & Company, Inc.	Settled and Dismissed
21-50917	Joseph Glass	Dismissed
21-50977	GlaxoSmithKline LLC	Dismissed
21-50978	Global Neurosciences Institute	Dismissed
21-50937	Heery International Inc.	Settled and Dismissed
21-50938	Holland Square Group, LLC	Settled and Dismissed
21-50979	Hologic Inc.	Settled and Dismissed
21-50939	Huntington Technology Finance Inc.	Dismissed
21-50929	Immucor, Inc.	Settled and Dismissed
21-50951	Instrumentation Laboratory Inc.	Dismissed
21-50902	Integra Lifesciences Corporation	Settled and Dismissed
21-50980	KCI USA Inc.	Dismissed
21-50919	Medical Components Inc.	Dismissed
21-50960	Medical Doctor Associates LLC	Settled and Dismissed
21-50952	Merit Medical Systems Inc.	Settled and Dismissed

Case No.	Defendant	Status
21-50953	Misys Healthcare Systems Corp.	Dismissed
21-50930	Nova Capital Group LLC	Settled and Dismissed
21-50982	Nuvasive Inc.	Dismissed
21-50800	Occupational Health Centers of the Southwest, P.A.	Settled and Dismissed
21-50921	Orthofix Inc.	Settled and Dismissed
21-50983	Orthopediatrics Corp.	Settled and Dismissed
21-50906	Peoples Capital and Leasing Co.	Settled and Dismissed
21-50905	Physician and Tactical Healthcare Services, LLC	Settled and Dismissed
21-50954	Reuter & Haney Inc.	Settled and Dismissed
21-50941	Robert Half International, Inc.	Settled and Dismissed
21-50811	Roche Diagnostics Corporation	Dismissed
21-51025	S.A. Comunale Co., Inc.	Settled and Dismissed
21-50922	Scribe America LLC	Settled and Dismissed
21-50955	SD Real Estate Developers LLC	Settled and Dismissed
21-50908	Solid Waste Services Inc.	Settled and Dismissed
21-50923	Specialtycare, Inc.	Settled and Dismissed
21-51024	Sunquest Information Systems, Inc.	Settled and Dismissed
21-50943	TF Development Ltd.	Dismissed
21-50910	Urology for Children LLC	Dismissed
21-51029	West Physics Consulting, LLC	Settled and Dismissed
21-50958	WW Grainger Inc.	Settled and Dismissed
21-50925	Zimmer US, Inc.	Settled and Dismissed
21-50959	Zimmerman, Joanna	Dismissed

## **STATUS E**

#### **Avoidance Actions Settled but not yet Dismissed**

Case No.	Defendant	Status
		Settled Pending
21-50762	Abbott Laboratories, Inc.	Documentation
		Settled Pending
21-50948	Accruent LLC	Documentation
		Settled Pending Approval of
21-50944	DLC Management Group Inc.	9019 Motion
		Settled Pending
21-50976	Fortec	Documentation
		Settled Pending Approval of
21-50945	FFF Enterprises Inc.	9019 Motion
		Settled Pending Approval of
21-50899	GE Healthcare Inc.	9019 Motion
		Settled Pending Approval of
21-50900	GE Medical Systems Inc.	9019 Motion
	·	Settled Pending Approval of
21-50901	General Electric Co.	9019 Motion
		Settled Pending
21-50936	Genzyme Corporation	Documentation
	Greater Delaware Valley Society of Transplant	Settled Pending
21-50782	Surgeons	Documentation
		Settled Pending
21-50918	Healthstream, Inc.	Documentation
		Settled Pending
21-50981	Manhattan Telecommunications Inc. et al	Documentation
		Settled Pending Approval of
21-50788	Mayflower Laundry & Textile Services, LLC	9019 Motion
		Settled Pending Approval of
21-50904	Nuance Communications, Inc.	9019 Motion
		Settled Pending Approval of
21-50803	Olympus America, Inc.	9019 Motion
		Settled Pending Approval of
21-50967	Pfizer Inc.	9019 Motion
		Settled Pending Approval of
21-50807	Philips Electronics North America Corporation	9019 Motion
		Settled Pending
21-50942	Scheduling.com, Inc.	Documentation
	· · · · · · · · · · · · · · · · · · ·	Settled Pending Approval of
21-50987	Siemens Industry, Inc. et al.	9019 Motion

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Case No.	Defendant	Status
		Settled Pending
21-50986	S.R. Wojdak & Associates, LP	Documentation
		Settled Pending
21-50924	Tozour Energy Systems, Inc.	Documentation
		Settled Pending
21-50915	Veritystream, Inc. f/k/a Echo Inc.)	Documentation
		Settled Pending
21-50816	Water Revenue Bureau	Documentation

## **STATUS F**

#### **Answer Filed and Discovery Underway**

Case No.	Defendant		
21-50892	Baxter Healthcare Corp.		
21-50971	Beckman Coulter Inc.		
21-50896	De Lage Landen Financial Services, Inc.		
21-50903	Keystone Quality Transport Inc.		
21-50920	Medline Industries, Inc.		
21-50962	Philadelphia Urosurgical Associates PC		
21-50957	Veolia Energy Philadelphia, Inc.		

#### **STATUS G**

#### Mediator Selected/ Appointed<sup>1</sup>

Case No.	Defendant
21-50778	General Healthcare Resources Inc.
21-50985	Sanofi Pasteur Inc.

For the avoidance of doubt, Plaintiffs note that mediators were appointed in many Avoidance Actions but, as of this Interim Report, all mediations except those noted in this schedules have been concluded and such Avoidance Actions in which mediators were appointed and in which the mediation has concluded are included on either Status D, Status E or Status F.

## STATUS H

**Avoidance Actions Ready for Trial** 

NONE		

## **STATUS I**

#### **Dispositive Motion Pending**

Case No.	Defendant
21-50796	McKesson Plasma & Biologics LLC, et al.

#### **STATUS J**

Avoidance Actions Stayed by the Filing of Another Bankruptcy Action / Suggestion of Bankruptcy Filed or Required

NONE		

#### STATUS K

Avoidance Actions in Which an Appeal is Pending

NONE		